IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY SEVENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO. 15312 of 2004

Between:

1 A.Subbamma W/o. Malakondaiah R/o. Chenchireddypalem H/o. Basireddypalem Village, Gudluru Mandal, Prakasam District.
2 G.Manikyamma W/o. Narsaiah R/o. Chenchireddypalem, H/o. Basireddypalem Village Gudluru Mandal, Prakasam District.

..... PETITIONERS

AND

1 The District Collector Ongole, Prakasam District.
2 The Mandal Revenue Officer Gudluru Mandal, Prakasam District.
3 The Mandal Parishad Development Officer Gudluru Mandal, Prakasam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or direction more particularly one in the nature of writ of mandamus to declare the action of the respondents for non cooperation for releasing of ration etc., in favour of petitioners for preparation of Food etc., under the Programme of Midday Meal introduced by the Government as illegal and arbitrary and consequently to direct the respondents to release the Ration etc., in favour of the petitioners to perform the object of Government under Midday Meal Programme.

Counsel for the Petitioners: MR.MADALANARSINGA RAO, Advocate Counsel for the Respondents: GOVT. PLEADER FOR REVENUE

The Court made the following:

Oral Order:

Heard the learned Counsel for the petitioners as well as learned Government Pleader for Revenue.

Rule Nisi.

Petitioners 1 and 2 herein were appointed as Cooks in the Elementary Schools at Pathabasireddypalem and Adiandhrapalem respectively for the Mid Day Meal Programme undertaken by the Government, for which they were issued ration cards for enabling them to draw ration from the ration shops as per the quantity mentioned in the cards and accordingly they are discharging the functions assigned to them. While so, the 2nd respondent directed the ration shop dealer not to supply the ration in favour of the petitioners and accordingly the dealer is not releasing the ration in favour of petitioners, therefore, they are facing lot of problem in procuring the ration. In view of the same, they made a representation to the 1st respondent, on which he made an endorsement to the 2nd respondent to enquire into the matter and take appropriate action and report compliance.

The grievance of the petitioners is that in spite of endorsement made by the 1st respondent, the 2nd respondent has not made any enquiry and not sent any report in compliance of the order.

In view of the same, 2nd respondent is hereby directed to make an enquiry in this regard in compliance of the order of the 1st respondent within two weeks from the date of receipt of a copy of this order, and on such report is being submitted by the 2nd respondent, the 1st respondent shall pass necessary orders within one week

from the date of receipt of such report.

The writ petition is accordingly disposed of.

_____ A.GOPAL REDDY, J.

27-08-2004

Note: Issue CC in three days.

(bo)

Murthy

ASSISTANT. REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The District Collector Ongole, Prakasam District.
2 The Mandal Revenue Officer Gudluru Mandal, Prakasam District.
3 The Mandal Parishad Development Officer Gudluru Mandal, Prakasam District.

4.Two CCs to the Govt. Pleader for Revenue, High Court Buildings

Hyderabad (OUT)

2.Two CD copies